

106TH CONGRESS
1ST SESSION

S. 1314

To establish a grant program to assist State and local law enforcement in deterring, investigating, and prosecuting computer crimes.

IN THE SENATE OF THE UNITED STATES

JULY 1, 1999

Mr. LEAHY (for himself, Mr. DEWINE, and Mr. ROBB) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish a grant program to assist State and local law enforcement in deterring, investigating, and prosecuting computer crimes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Computer Crime En-
5 forcement Act”.

6 **SEC. 2. STATE GRANT PROGRAM FOR TRAINING AND PROS-**
7 **ECUTION OF COMPUTER CRIMES.**

8 (a) IN GENERAL.—Subject to the availability of
9 amounts provided in advance in appropriations Acts, the

1 Office of Justice Programs shall make a grant to each
2 State, which shall be used by the State, in conjunction
3 with units of local government, State and local courts,
4 other States, or combinations thereof, to—

5 (1) assist State and local law enforcement in
6 enforcing State and local criminal laws relating to
7 computer crime;

8 (2) assist State and local law enforcement in
9 educating the public to prevent and identify com-
10 puter crime;

11 (3) assist in educating and training State and
12 local law enforcement officers and prosecutors to
13 conduct investigations and forensic analyses of evi-
14 dence and prosecutions of computer crime;

15 (4) assist State and local law enforcement offi-
16 cers and prosecutors in acquiring computer and
17 other equipment to conduct investigations and foren-
18 sic analysis of evidence of computer crimes; and

19 (5) facilitate and promote the sharing of Fed-
20 eral law enforcement expertise and information
21 about the investigation, analysis, and prosecution of
22 computer crimes with State and local law enforce-
23 ment officers and prosecutors, including the use of
24 multijurisdictional task forces.

1 (b) USE OF GRANT AMOUNTS.—Grants under this
2 section may be used to establish and develop programs
3 to—

4 (1) assist State and local law enforcement in
5 enforcing State and local criminal laws relating to
6 computer crime;

7 (2) assist State and local law enforcement in
8 educating the public to prevent and identify com-
9 puter crime;

10 (3) educate and train State and local law en-
11 forcement officers and prosecutors to conduct inves-
12 tigations and forensic analyses of evidence and pros-
13 ecutions of computer crime;

14 (4) assist State and local law enforcement offi-
15 cers and prosecutors in acquiring computer and
16 other equipment to conduct investigations and foren-
17 sic analysis of evidence of computer crimes; and

18 (5) facilitate and promote the sharing of Fed-
19 eral law enforcement expertise and information
20 about the investigation, analysis, and prosecution of
21 computer crimes with State and local law enforce-
22 ment officers and prosecutors, including the use of
23 multijurisdictional task forces.

1 (c) ASSURANCES.—To be eligible to receive a grant
2 under this section, a State shall provide assurances to the
3 Attorney General that the State—

4 (1) has in effect laws that penalize computer
5 crime, such as penal laws prohibiting—

6 (A) fraudulent schemes executed by means
7 of a computer system or network;

8 (B) the unlawful damaging, destroying, al-
9 tering, deleting, removing of computer software,
10 or data contained in a computer, computer sys-
11 tem, computer program, or computer network;
12 or

13 (C) the unlawful interference with the op-
14 eration of or denial of access to a computer,
15 computer program, computer system, or com-
16 puter network;

17 (2) an assessment of the State and local re-
18 source needs, including criminal justice resources
19 being devoted to the investigation and enforcement
20 of computer crime laws; and

21 (3) a plan for coordinating the programs fund-
22 ed under this section with other federally funded
23 technical assistant and training programs, including
24 directly funded local programs such as the Local
25 Law Enforcement Block Grant program (described

1 under the heading “Violent Crime Reduction Pro-
2 grams, State and Local Law Enforcement Assist-
3 ance” of the Departments of Commerce, Justice,
4 and State, the Judiciary, and Related Agencies Ap-
5 propriations Act, 1998 (Public Law 105–119)).

6 (d) MATCHING FUNDS.—The Federal share of a
7 grant received under this section may not exceed 90 per-
8 cent of the costs of a program or proposal funded under
9 this section unless the Attorney General waives, wholly or
10 in part, the requirements of this subsection.

11 (e) AUTHORIZATION OF APPROPRIATIONS.—

12 (1) IN GENERAL.—There is authorized to be
13 appropriated to carry out this section \$25,000,000
14 for each of fiscal years 2000 through 2003.

15 (2) LIMITATIONS.—Of the amount made avail-
16 able to carry out this section in any fiscal year not
17 more than 3 percent may be used by the Attorney
18 General for salaries and administrative expenses.

19 (3) MINIMUM AMOUNT.—Unless all eligible ap-
20 plications submitted by any State or unit of local
21 government within such State for a grant under this
22 section have been funded, such State, together with
23 grantees within the State (other than Indian tribes),
24 shall be allocated in each fiscal year under this sec-
25 tion not less than 0.75 percent of the total amount

1 appropriated in the fiscal year for grants pursuant
2 to this section, except that the United States Virgin
3 Islands, American Samoa, Guam, and the Northern
4 Mariana Islands each shall be allocated 0.25 per-
5 cent.

6 (f) GRANTS TO INDIAN TRIBES.—Notwithstanding
7 any other provision of this section, the Attorney General
8 may use amounts made available under this section to
9 make grants to Indian tribes for use in accordance with
10 this section.

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